

House Bill 679

By: Representative Mitchell of the 88th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 17-10-6.1 of the Official Code of Georgia Annotated, relating to
2 punishment for serious violent offenders, so as to provide for good behavior credit days for
3 good inmate behavior of certain inmates; to provide for related matters; to provide for an
4 effective date and applicability; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 17-10-6.1 of the Official Code of Georgia Annotated, relating to punishment
8 for serious violent offenders, is amended by inserting a new subsection to read as follows:
9 "(e) State inmates who are serving a sentence for a conviction of an offense other than a
10 serious violent felony and who are incarcerated in the state penal system, including state
11 inmates incarcerated in a prison, detention center, private prison, county correctional
12 facility, jail, or other such detention facility, shall be eligible to earn good behavior credit
13 days. The supervisor of such detention facility including the Department of Corrections,
14 warden, superintendent, jailer, or other lawful custodian shall be authorized to award up
15 to 90 days of credit towards such inmates' sentence. No more than one day credit may be
16 awarded for any consecutive 30 day period, and the inmate must have exhibited good
17 behavior during the entirety of such consecutive 30 day period in order to earn a good
18 behavior credit day. Good behavior shall include participation in work, education, and
19 treatment programs to which the inmate is assigned unless such inmate is prohibited from
20 participation for reasons outside his or her control. The cumulative total credit for good
21 behavior days may not exceed 90 days for a single or continuous period of incarceration
22 regardless of the number of detention facility supervisors the inmate has over his or her
23 continuous period of incarceration and regardless of the number of convictions for which
24 the inmate is incarcerated or sentences he or she is serving. An inmate's sentence shall be
25 recalculated and reduced by the total number of good behavior credit days earned, and any
26 parole or probation to follow incarceration shall start upon the recalculated date of release.

27 If an inmate violates any criminal law while incarcerated, any good behavior credit day
28 earned prior to such violation shall be forfeited."

29 **SECTION 2.**

30 This Act shall become effective upon its approval by the Governor or upon its becoming law
31 without such approval and shall apply to all inmates incarcerated on or after such date.

32 **SECTION 3.**

33 All laws and parts of laws in conflict with this Act are repealed.